

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: EdwardLaVallie et al.

Application No.: 08/949,904

Group No.: 1642

Filed: 10/15/1997

Examiner: Ungar

For: Human SDF-5 Protein and Compositions

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**SUBMISSION OF REPLACEMENT SEQUENCE LISTING,
COMPUTER READABLE COPY, AND AMENDMENT PERTAINING THERETO**

IDENTIFICATION OF PERSON MAKING STATEMENT

1. I, Raymond Van Dyke state the following:

ITEMS BEING SUBMITTED

2. Submitted herewith is:

A Replacement Sequence Listing for the nucleotide and amino acid sequences in this application. Each sequence is assigned a separate identifier as required in 37 C.F.R. § 1.821(c), § 1.822, and § 1.823.

An amendment to the description, wherein reference is made to the sequence by use of the assigned identifier, as required in 37 C.F.R. § 1.821(d).

Two copies of the Replacement Sequence Listing submitted for this application in computer readable form, in accordance with the requirements of 37 C.F.R. § 1.821(e), § 1.825, § 1.52(e), and § 1.824.

Contained in the computer readable form are three files identified by their submission date for the first two and the date of creation for the most recent:

Name	Size
GI5288B 10-15-97	10 kb
GI5288B 01-26-99	11 kb
GI5288B 04-08-04	9 kb

A statement that the content of the Replacement Sequence Listing submitted and each computer readable copy are the same, as required in 37 C.F.R. § 1.821(g).

Because this submission is made in fulfilling the requirement under 37 C.F.R. § 1.821(g), a statement that the submission includes no new matter.

05/13/2004 MBLAND 00000002 192380 08949904

02 FC:1806 180.00 DA



**STATEMENT THAT SEQUENCE LISTING
AND COMPUTER READABLE COPY ARE THE SAME AND THAT PAPERS SUBMITTED
INCLUDES NO NEW MATTER**

3. I hereby state:

Each computer readable form submitted in this application is the same as the Sequence Listing to which it is indicated to relate.

The two computer readable forms are identical.

All papers accompanying this submission including the amendment to the specification introduce no new matter.

STATUS

4. Applicant is other than a small entity.

EXTENSION OF TERM

5. The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE DEFICIENCY

If any additional extension and/or fee is required, charge Account No. 19-2380.

SIGNATURE

Respectfully submitted,

Raymond Van Dyke
Reg. No. 34,746

Date: May 12, 2004

Nixon Peabody LLP
Suite 900
401 9th Street
Washington D.C. 2004-2128
Tel: (202) 585-8250
Fax: (202) 585-8080